

ORIGINAL

BEFORE THE ARIZONA CORPORATION COMMISSION

2008 OCT 16 P 4:51

MIKE GLEASON  
Chairman

ARIZONA CORPORATION COMMISSION  
DOCKET CONTROL

WILLIAM A. MUNDELL  
Commissioner

JEFF HATCH-MILLER  
Commissioner

Arizona Corporation Commission

DOCKETED

KRISTIN K. MAYES  
Commissioner

OCT 15 2008

GARY PIERCE  
Commissioner

DOCKETED BY

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IN THE MATTER OF THE APPLICATION  
OF SPANISH TRAIL WATER CO. AND  
SAGUARO WATER CO. TO MODIFY  
THEIR EXISTING CERTIFICATES OF  
CONVENIENCE AND NECESSITY

Docket No. W-01816A-06-0177 and  
Docket No. W-01790A-06-0177

Notice of Stipulation

On June 6, 2007, the Commission issued Decision No. 69646, which granted the joint request of Spanish Trail Water Company and Saguaro Water Company to transfer a portion of Saguaro's service territory under its Convenience and Necessity (CC&N) to Spanish Trail. (Order, Pg. 1, lines 19-20). [For purposes of this filing, the Spanish Trail Water Company is referred to below as the "Applicant."] As a part of that Order, the Commission adopted a requirement that the two water companies file a Hook-up Fee Tariff application for new residential and commercial customers. (Order, Pg. 9, lines 1-3.)

Thereafter, as directed by the Commission, the two water companies separately filed Hook-up Fee Tariffs, and in due course the ACC Utilities Division Staff ("Staff") docketed a Motion To Suspend Tariff, filed on January 3, 2008, in order to analyze in greater detail the anticipated effects of the Tariffs. On September 22, 2008, the Staff issued its Staff Report for Spanish Trail Water Company's Application for Establishment

of a Hook-Up Fee Tariff. The Report directed interested parties to file comments on the Staff Report by October 2, 2008.

The Staff Report introduced several new concepts and incorporated assumptions that had not previously been analyzed by the Applicant in the development of its proposed Tariff, prompting the Applicant to confer with Staff and the Commission's legal counsel, seeking an extension of the time in which it could respond cogently to the Staff Report. The undersigned conferred with Messrs. Torrey and Milsap, who stipulated to the continuance of the date by which interested parties were required to comment upon the Staff Report to October 28, 2008, and Mr. Torrey requested that the Applicant docket a stipulation among the parties to that effect.

RESPECTFULLY SUBMITTED this 16th day of October, 2008

LEWIS AND ROCA



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520-622-2090

Attorneys for Spanish Trail Water Company

ORIGINAL and thirteen (13) copies  
of the foregoing hand-delivered  
this 16th day of October, 2008, to:

Arizona Corporation Commission  
Utilities Division – Docket Control  
1200 W. Washington Street  
Phoenix, Arizona 85007

COPY of the foregoing hand-delivered  
this 16th day of October, 2008, to:

1 Compliance Section  
2 Utilities Division  
3 Arizona Corporation Commission  
4 1200 West Washington Street  
5 Phoenix, Arizona 85007

6 Mr. Kevin O. Torrey, Attorney  
7 Legal Division  
8 Arizona Corporation Commission  
9 1200 West Washington Street  
10 Phoenix, AZ 85007

11 Mr. Ernest Johnson, Director  
12 Utilities Division  
13 Arizona Corporation Commission  
14 1200 West Washington Street  
15 Phoenix, AZ 85007

16 COPY of the foregoing delivered via U. S. Mail  
17 this 16th day of October, 2008, to:

18 Spanish Trail Water Company  
19 Camp Lowell Corporate Center  
20 4572 East Camp Lowell Drive  
21 Tucson, AZ 85712

22 Saguaro Water Company  
23 Camp Lowell Corporate Center  
24 4572 East Camp Lowell Drive  
25 Tucson, AZ 85712

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